

## **Part 2**

### **Board**

#### **58-11a-201 Board.**

- (1) There is created the Barbering, Cosmetology/Barbering, Esthetics, Electrology, and Nail Technology Licensing Board consisting of nine members as follows:
  - (a) one barber or cosmetologist/barber;
  - (b)
    - (i) one barber or cosmetologist/barber instructor; or
    - (ii) one representative of a licensed barber or cosmetology/barber school;
  - (c) one master esthetician;
  - (d)
    - (i) one esthetician instructor; or
    - (ii) one representative of a licensed esthetics school;
  - (e) one nail technician;
  - (f)
    - (i) one nail technician instructor; or
    - (ii) one representative of a licensed nail technician school;
  - (g) one electrologist; and
  - (h) two members from the general public.
- (2)
  - (a) The board shall be appointed and serve in accordance with Section 58-1-201.
  - (b)
    - (i) At least one of the members of the board appointed under Subsections (1)(b), (d), and (f) shall be an instructor at or a representative of a public school.
    - (ii) At least one of the members of the board appointed under Subsections (1)(b), (d), and (f) shall be an instructor at or a representative of a private school.
- (3) The duties and responsibilities of the board are in accordance with Sections 58-1-202 and 58-1-203. In addition, the board shall designate one of its members on a permanent or rotating basis to:
  - (a) assist the division in reviewing complaints concerning the unlawful or unprofessional conduct of a licensee; and
  - (b) advise the division in its investigation of these complaints.
- (4) A board member who has, under Subsection (3), reviewed a complaint or advised in its investigation may be disqualified from participating with the board when the board serves as a presiding officer in an adjudicative proceeding concerning the complaint.

Amended by Chapter 209, 2007 General Session